

(Adopted: 8/1/75; Amended: 2/5/88; Amended: 1/5/90;  
Amended: 10/21/97)

## **RULE 505**

### **Lack Of Permit**

The Hearing Board shall not receive or accept a petition for a variance for the operation or use of any article, machine, equipment or other contrivance until a permit to operate has been granted by the APCO and is in effect, or has been denied by APCO, or unless such equipment is exempt from permit requirements.

[SIP: Deletion Challenged, U.S. 9<sup>th</sup> Cir. Case # 97-71117; Deleted 6/27/97 62 FR 34641, 40 CFR 52.220(c)(39)(iii)(F) and 40 CFR 52.220(c)(30)(x)(B); Approved 9/8/78, 43 FR 40011, 40 CFR 52.220(c)(39)(iii)(C); Approved 6/14/78, 43 FR 25684, 40 CFR 52.220(c)(32)(iv)(A)]

(Adopted: 8/1/75; Amended: 2/5/88; Amended: 10/21/97)

## **RULE 506**

### **Failure To Comply With Rules**

The Clerk of the Hearing Board shall not accept for filing any petition which does not comply with Regulation V relating to the form, filing, and service of petitions unless the Chairman or any three members of the Hearing Board direct otherwise and confirm such direction in writing. Such direction need not be made at a meeting of the Hearing Board. The Chairman or any three members, without a meeting, may require the petitioner to state further facts or reframe a petition so as to disclose clearly the issues involved.

[SIP: Deletion Challenged, U.S. 9<sup>th</sup> Cir. Case # 97-71117; Deleted 6/27/97 62 FR 34641, 40 CFR 52.220(c)(39)(iii)(F) and 40 CFR 52.220(c)(30)(x)(B); Approved 9/8/78, 43 FR 40011, 40 CFR 52.220(c)(39)(iii)(C); Approved 6/14/78, 43 FR 25684, 40 CFR 52.220(c)(30)(x)(A)]